

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA

Plaintiff

vs

CRIMINAL 12-0069CCC

1) JOSE PAGAN-MACHIN, a/k/a José  
Alfredo Pagán-Machín

**2) JOSE NIEVES**

3) ALVIN CRUZ-CRUZ

Defendants

**ORDER**

Having considered the Report and Recommendation filed on June 29, 2012 (**docket entry 61**) on a Rule 11 proceeding of defendant José Nieves (2) held before U.S. Magistrate Judge Marcos E. López on June 27, 2012, to which no objection has been filed, the same is APPROVED. Accordingly, the plea of guilty of defendant is accepted. The Court FINDS that his plea was voluntary and intelligently entered with awareness of his rights and the consequences of pleading guilty and contains all elements of the offense charged in the indictment.

This case was referred to the U.S. Probation Office for preparation of a Presentence Investigation Report since June 27, 2012. The **sentencing hearing is set for September 27, 2012 at 4:15 PM.**

SO ORDERED.

At San Juan, Puerto Rico, on July 20, 2012.

S/CARMEN CONSUELO CEREZO  
United States District Judge